



RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1642

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: OGATA=4

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JUL 22 2002

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In re Application of:) Art Unit: 1642
Etsuro OGATA et al) Examiner: A. HARRIS
Appln. No.: 09/763,370) Washington, D.C.
Date Filed: February 21, 2001) Confirmation No. 9907
For: METHOD OF DIAGNOSING BONE...) July 17, 2002

REPLY TO FINAL ACTION: AMENDMENT AND REMARKS

Honorable Commissioner for Patents
Washington, D.C. 20231

Sir:

Replying to final Action mailed January 29, 2002,
petition for three months' extension of time and late fee being
attached hereto, please amend as follows:

IN THE CLAIMS

Attached hereto is a marked-up version of the changes
made to the claims by the current amendment. The attached
version is captioned "Version with Markings to Show Changes
Made".

Delete claim 1 in favor of claim 6 as amended below:

6. (amended) A method of diagnosing metastasis of
malignant tumor to bone using both a marker that reflects the
activity of osteoblasts and a marker that reflects the action
of osteoclasts,